

Amendment No. 1 to SB2386

Bailey
Signature of Sponsor

AMEND Senate Bill No. 2386*

House Bill No. 2855

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 56-7-2355(a)(1), is amended by deleting the subdivision and substituting:

(1) "Emergency medical condition" means a medical condition that manifests itself by symptoms of sufficient severity, including severe pain, regardless of the final diagnosis of the symptoms, that a prudent layperson, who possesses an average knowledge of health and medicine, could reasonably expect the absence of immediate medical attention to potentially result in:

- (A) Placing the person's health in serious jeopardy;
- (B) Serious impairment to bodily functions; or
- (C) Serious dysfunction of a bodily organ or part;

SECTION 2. Tennessee Code Annotated, Section 56-7-2355(b)(1), is amended by deleting the subdivision and substituting:

(1) A health benefit plan shall not deny coverage or payment for emergency services if the symptoms presented by an enrollee of a health benefit plan and recorded by the attending provider indicate that an emergency medical condition could exist, regardless of:

- (A) The final diagnosis of the symptoms;
- (B) Whether prior authorization was obtained to provide those services;

and

(C) Whether the provider furnishing the services has a contractual agreement with the health benefit plan for the provision of the services to the enrollee.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it, and applies to plans delivered, issued, entered into, renewed, or amended on or after that date.